



**DEPARTMENT OF THE ARMY**  
**CALIFORNIA ARMY NATIONAL GUARD**  
**HEADQUARTERS, CAMP ROBERTS**  
**CAMP ROBERTS, CALIFORNIA 93451-5000**



CACR-CDR

1 January 2006

**MEMORANDUM FOR SEE DISTRIBUTION**

**SUBJECT: Unauthorized Disturbance, Treasure Hunting, Looting, and Metal Detecting**

**1. References.**

a. Archaeological Resources Protection Act of 1979 (ARPA; 16 U.S.C. Section 470ee). This law protects archaeological resources and sites which are on public lands.

b. U.S. Code for Crimes and Criminal Procedure (18 USC Sec. 1170). This law prohibits the trafficking in Native American human remains and cultural items.

c. California Public Resource Code (Section 5097.99). Any person who removes, without authority of law, any Native American artifacts or human remains from a Native American grave or cairn with an intent to sell or dissect or with malice or wantonness is guilty of a felony which is punishable by imprisonment in the state prison.

d. Integrated Cultural Resources Management Plan for the California Army National Guard dated November 2004. Unauthorized disturbance of cultural resources is forbidden. Disturbance includes unauthorized excavation, treasure hunting, metal detecting, artifact collecting, and defacing rock art or sacred areas. CAARNG shall protect archaeological sites and other historic properties under its stewardship.

2. On 15 January 2005, I withdrew any previously granted authority for private individuals or groups to search and collect artifacts at Camp Roberts. Future requests will be forwarded to the Environmental Officer for review. Camp Roberts has several known areas of special cultural significance. Moreover, I believe that there are other cultural resources yet unknown to us.

**JOHN F. SMITH**  
**COL, FA, CAARNG**  
**Commanding**

**DISTRIBUTION:**

C (Garrison Staff, Tenant Organizations, and Units using Camp Roberts)